

# **EXHIBIT C**

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS

Performance Pricing, )  
Inc. ) 2:07-cv-432 (LED)  
 )  
Plaintiff, )  
 )  
v. ) PRIVILEGE LOG CORRESPONDING TO: 1)  
 ) SUBPOENA COMMANDING NON-PARTY NEAL  
Google, Inc. et al., ) M. COHEN TO PRODUCE DOCUMENTS; AND  
 )  
Defendants. ) 2) SUBPOENA COMMANDING NON-PARTY  
 ) VISTA IP LAW GROUP LLP TO PRODUCE  
 ) DOCUMENTS

The Privilege Log attached hereto as Exhibit A is being produced in connection with: 1) RESPONSE TO SUBPOENA COMMANDING NON-PARTY NEAL M. COHEN TO PRODUCE DOCUMENTS; and 2) RESPONSE TO SUBPOENA COMMANDING NON-PARTY VISTA IP LAW GROUP LLP TO PRODUCE DOCUMENTS. All documents identified in said Privilege Log are being withheld on the bases identified, and are not being produced.

The following abbreviations are used in the Privilege Log:

"NMC" means Neal M. Cohen;

"WL" means Wayne Lin;

"VLS" means Valerie L. Sarigumba, who was at all relevant times an associate attorney at Vista IP Law Group LLP;

"JLL" means Jocelyn L. Lee, who was at all relevant times a senior paralegal at Vista IP Law Group LLP;

"A/C" means a claim of Attorney / Client Privilege;

"W/P" means a claim of Work Product;

"TPM" means a claim of Trial Preparation Materials.

10-6-08  
Dated

  
Neal M. Cohen

10-6-08  
Dated


  
Vista IP Law Group LLP  
by Neal M. Cohen

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Exhibit A

Ref	Date	Author(s)	Recipient(s)	Description	Privilege(s) Claimed
1	various	NMC	WL	27 Word files (letters re: 09/342,866)	A/C, W/P, TPM
2	various	NMC	N/A	50 Word files (drafts of legal documents)	W/P, TPM
3	various	NMC	WL	40 Word files (letters re: trademarks)	A/C, W/P, TPM
4	various	NMC	WL	9 Word files (letters re: PCT application)	A/C, W/P, TPM
5	various	NMC	WL	4 Word files (letters re: patent application)	A/C, W/P, TPM
6	various	NMC	WL	6 Word files (letters re: Japanese patent application)	A/C, W/P, TPM
7	various	NMC	Japanese patent counsel	7 Word files (letters re: Japanese patent application)	A/C, W/P, TPM
8	various	NMC	WL	6 Word files (letters re: Korean patent application)	A/C, W/P, TPM
9	various	NMC	Korean patent counsel	2 Word files (letters re: Korean patent application)	A/C, W/P, TPM
10	various	NMC	N/A	7 Word files (drafts of various legal documents, legal research notes)	W/P, TPM
11	various	NMC	WL	14 word files (letters to client re: various legal matters)	A/C, W/P, TPM
12	06/07/1999	WL	NMC	Inventor notes / attorney notes	A/C, W/P, TPM

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Exhibit A

Ref	Date	Author(s)	Recipient(s)	Description	Privilege(s) Claimed
13	06/10/1999 - 10/04/2002	WL, NMC, Sam Stone	WL, NMC, Sam Stone	Attorney notes and correspondence file re: U.S. Patent application S/N 09/342,866, including 3.5" floppy disk dated 06/15/1999	A/C, W/P, TPM
14	06/14/1999	Sam Stone, counsel	NMC	email w/ attachment re: patent application (includes email chain from 06/07/1999 - 06/13/1999 b/t Sam Stone and WL)	A/C, W/P, TPM
15	06/28/1999	WL	NMC	Inventor notes	A/C, W/P, TPM
16	11/10/1999	NMC	WL	hardcopy email	A/C, W/P, TPM
17	11/29/1999 - 05/07/2002	NMC	WL	letters re: U.S. Trademark Application S/N. 75/845,119	A/C, W/P, TPM
18	12/06/1999 - 09/10/2001	NMC	WL	letters re: U.S. Trademark Application S/N. 75/850,356	A/C, W/P, TPM
19	12/13/1999 - 01/17/2002	NMC	WL	Attorney notes and correspondence file re: PCT Patent application S/N PCT/US99/30811	A/C, W/P, TPM
20	12/13/1999	NMC	N/A	2 text files (drafts of legal documents)	W/P, TPM
21	12/13/1999	NMC	N/A	1 Zip file (draft of legal documents)	W/P, TPM
22	12/14/1999	NMC	WL	letter with attached legal research memo	A/C, W/P, TPM
23	01/26/2000 - 09/10/2001	NMC	WL	letters re: U.S. Trademark Application S/N. 75/910,068	A/C, W/P, TPM

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Exhibit A

Ref	Date	Author (s)	Recipient (s)	Description	Privilege(s) Claimed
24	02/05/2000 - 01/29/2001	NMC	WL	hardcopy emails and letters re: U.S. Trademark Application S/N. 75/925,227	A/C, W/P, TPM
25	03/13/2000 - 09/26/2002	NMC	WL	letters and hardcopy emails re: Japanese pat. app. S/N 2000-195243	A/C, W/P, TPM
26	04/05/2000 - 09/27/2002	NMC, Japanese patent counsel	NMC, Japanese patent counsel	correspondence re: Japanese pat. app. S/N 2000-195243	A/C, W/P, TPM
27	05/16/2000 - 09/26/2002	NMC, WL	WL, NMC	letters and hardcopy emails re: U.S. Trademark Application S/N. 78/010,243	A/C, W/P, TPM
28	05/31/2000 - 10/04/2002	NMC	WL (some attorney notes have no recipient)	Attorney notes and correspondence file re: US Pat. app. S/N 09/585,902	A/C, W/P, TPM
29	09/13/2000	NMC	N/A	2 Word files (drafts of legal documents)	W/P, TPM
30	11/01/2001 - 10/13/2004	NMC, Korean patent counsel	NMC, Korean patent counsel	correspondence re: Korean pat. app. S/N 10-2001-7016629	A/C, W/P, TPM
31	11/16/2001 - 09/26/2002	NMC, WL	WL, NMC	letters and hardcopy emails re: Korean pat. app. S/N 10-2001-7016629	A/C, W/P, TPM
32	10/29/2002	NMC	WL	email	A/C, W/P, TPM
33	12/27/2002	NMC	WL	email	A/C, W/P, TPM
34	06/12/2003	NMC	WL	email	A/C, W/P, TPM
35	07/22/2003	WL	NMC	email	A/C, W/P, TPM
36	12/02/2004	NMC	WL	email	A/C, W/P, TPM
37	12/03/2004	NMC, WL	WL, NMC	email chain	A/C, W/P, TPM
38	12/03/2004	WL	NMC	email	A/C, W/P, TPM

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Ref	Date	Author(s)	Recipient(s)	Description	Privilege(s) Claimed
39	12/03/2004- 12/09/2004	NMC, WL	WL, NMC	email chain	A/C, W/P, TPM
40	12/13/2004	NMC	WL	email	A/C, W/P, TPM
41	09/17/2005- 09/20/2005	NMC, WL	WL, NMC	email chain	A/C, W/P, TPM
42	09/17/2005- 09/23/2005	NMC, WL	WL, NMC	email chain	A/C, W/P, TPM
43	10/06/2005	NMC	N/A	1 PDF file (draft patent drawings)	W/P, TPM
44	12/20/2005	WL	NMC	email	A/C, W/P, TPM
45	12/20/2005- 12/22/2005	NMC, WL	WL, NMC	email chain	A/C, W/P, TPM
46	02/02/2006	NMC	WL	email	A/C, W/P, TPM
47	02/08/2006	NMC, WL	WL, NMC	email chain	A/C, W/P, TPM
48	02/26/2007	NMC	WL	emails (3)	A/C, W/P, TPM
49	02/26/2007	WL	NMC	emails (3)	A/C, W/P, TPM
50	02/27/2007	WL	NMC	emails (3)	A/C, W/P, TPM
51	02/27/2007	NMC	WL	email	A/C, W/P, TPM
52	03/02/2007	WL	NMC	email	A/C, W/P, TPM
53	03/05/2007	WL	NMC	email	A/C, W/P, TPM
54	03/06/2007	WL	NMC	email	A/C, W/P, TPM
55	03/06/2007	NMC	WL	email	A/C, W/P, TPM
56	03/07/2007	WL	NMC	email	A/C, W/P, TPM
57	03/07/2007	NMC	WL	email	A/C, W/P, TPM
58	03/11/2007	NMC	WL, VLS	email	A/C, W/P, TPM
59	03/13/2007	WL	NMC, VLS	emails (2)	A/C, W/P, TPM
60	03/13/2007	NMC	WL	emails (2)	A/C, W/P, TPM
61	03/17/2007	NMC	WL, VLS	emails (2)	A/C, W/P, TPM
62	03/17/2007	WL	NMC	email	A/C, W/P, TPM
63	03/17/2007	WL	NMC, VLS	email	A/C, W/P, TPM
64	03/17/2007	NMC	WL	Word file (letter)	A/C, W/P, TPM
65	03/17/2007	NMC	WL	PDF file (letter)	A/C, W/P, TPM
66	03/20/2007	WL	NMC, VLS	email	A/C, W/P, TPM
67	03/20/2007	NMC	WL	email	A/C, W/P, TPM

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EXHIBIT 2

Exhibit A

Ref	Date	Author (s)	Recipient (s)	Description	Privilege (s) Claimed
68	03/21/2007	WL	NMC, VLS	email	A/C, W/P, TPM
69	03/26/2007	NMC	WL, VLS	emails (2)	A/C, W/P, TPM
70	03/26/2007	WL	NMC, VLS	emails (2)	A/C, W/P, TPM
71	03/28/2007	WL	NMC, VLS	emails (2)	A/C, W/P, TPM
72	03/29/2007	JLL	NMC	email	W/P, TPM
73	03/17/2007 - 03/30/2007	NMC	N/A	8 Word files (drafts of documents related to patent applications)	W/P, TPM
74	03/30/2007	NMC	WL	email	A/C, W/P, TPM
75	03/30/2007	NMC	WL, VLS	email	A/C, W/P, TPM
76	03/30/2007	WL	NMC, VLS	emails (2)	A/C, W/P, TPM
77	03/30/2007	NMC	WL, VLS, JLL	emails (3)	A/C, W/P, TPM
78	03/30/2007	WL	NMC, VLS, JLL	emails (4)	A/C, W/P, TPM
79	03/30/2007	NMC	WL	emails (3)	A/C, W/P, TPM
80	03/30/2007	NMC	VLS, JLL	email	W/P, TPM
81	03/30/2007	NMC	N/A	2 PDF files related to patent applications	W/P, TPM
82	05/01/2007	WL	NMC	emails (2)	A/C, W/P, TPM
83	05/01/2007	NMC	WL	email	A/C, W/P, TPM
84	05/03/2007	NMC	WL	email	A/C, W/P, TPM
85	05/09/2007	WL	NMC	email	A/C, W/P, TPM
86	05/18/2007	NMC	WL	email	A/C, W/P, TPM
87	07/04/2007	NMC	WL	email	A/C, W/P, TPM
88	10/02/2007	NMC	WL	email	A/C, W/P, TPM
89	10/02/2007	WL	NMC	email	A/C, W/P, TPM
90	10/03/2007	WL	NMC	email	A/C, W/P, TPM
91	10/05/2007	NMC	WL	email	A/C, W/P, TPM
92	10/05/2007	WL	NMC	email	A/C, W/P, TPM
93	12/17/2007	NMC	WL	email	A/C, W/P, TPM
94	06/11/2008	WL	NMC	email	A/C, W/P, TPM
95	06/14/2008	NMC	WL	email	A/C, W/P, TPM
96	10/26/2008	Christin Cho	NMC	email	A/C, W/P, TPM
97	10/27/2008	WL	NMC	email	A/C, W/P, TPM

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